City of Lafayette Staff Report

For:	City Council
By:	Matt Luttropp, Associate Engineer
Date Written:	February 24, 2009
Meeting Date:	March 9, 2009
Subject:	Adoption of CEQA Categorical Exemption finding for Mount Diablo Boulevard Multi-Purpose Pathway Project

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Introduction / Discussion

The East Bay Municipal Utility District (EBMUD) has agreed to fund the design and construction (up to $350,000) of a new multi-purpose pathway on the south side of Mount Diablo Boulevard from Village Center to the Reservoir entrance in conjunction with their project to upgrade infrastructure in the vicinity of the Lafayette treatment plant.

As part of the agreement with EBMUD the City agreed to make the necessary environmental findings associated with the pathway project.

Staff has determined that the Mount Diablo Boulevard Multi-Purpose Pathway Project qualifies as categorically exempt under CEQA Section 15301(c) governing the minor alteration of existing public facilities. Staff recommends that the Council adopt a categorical exemption finding and authorize staff to record a Notice of Exemption for this project.

Recommendation

Adopt a CEQA Categorical Exemption finding under Section 15301(c) for the Mount Diablo Boulevard Multi-Purpose Pathway Project and authorize staff to record a Notice of Exemption.

Notice of Exemption

To: County Clerk
County of Contra Costa
822 Main St., P.O. Box 350
Martinez, CA 94553-1226

From: City of Lafayette
3675 Mt. Diablo Blvd., Suite 210
P.O. Box 1968
Lafayette, CA 94549

Project Title: Mount Diablo Boulevard Multi-Purpose Pathway Project

Project Location – Specific: South side of Mount Diablo Boulevard from the entrance to the Lafayette Reservoir to Village Center.

Project Location – City: Lafayette **Project Location – County:** Contra Costa County

Description of Nature, Purpose, and Beneficiaries of Project: Remove the existing at grade pedestrian facility and construct grade separated porous concrete multi-purpose pathway..

Name of Public Agency Approving Project: City of Lafayette

Name of Person or Agency Carrying Out Project: John M Luttropp

Exempt Status: *(check one)*

- ☐ Ministerial (Sec. 21080(b)(1); 15268)
- ☐ Declared Emergency (Sec. 21080(b)(3); 15269(a))
- ☐ Emergency Project (Sec. 21080(b)(4); 15269(b)(c))
- ☒ Categorical Exemption. State Type and Section Number: (Sec. 15301(c))
- ☐ Statutory Exemption. State Code Number: 15302, 15303, 15304, 15311

Reasons why project is exempt:

-15301(c) Allows for the repair, maintenance, or minor alteration of existing highways and streets, sidewalks, gutter, bicycle and pedestrian trails, and similar facilities (this includes road grading for the purpose of public safety).

Contact Person: John M Luttropp **Area Code/Phone/Extension:** 925-299-3247

Signed and Filed by Lead Agency: _____ **Date:** _____ **Title:** Associate Engineer

<John M Luttropp>